Express Mail No. EL 500 578 455 US

#4

N THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Angelucci et al.

Application No.: 09/942,333

Group Art Unit: 3732

Filed: August 29, 2001

Examiner: N/A

For:

LAMINOPLASTY IMPLANTS AND Attorney Docket No.: 8932-546

METHODS OF USE

<u>INFORMATION DISCLOSURE STATEMENT</u> <u>UNDER 37 C.F.R. 1.97 AND 1.98</u>

Assistant Commissioner for Patents Washington, D.C. 20231



Sir:

In accordance with the duty of disclosure imposed by 37 C.F.R. §1.56 to inform the Patent and Trademark Office of all references coming to the attention of Applicants or Attorneys for Applicants which are or may be related to the patentability of the claimed invention, Attorneys for Applicants hereby direct the Examiner's attention to references AA through AE, which are listed on the accompanying revised PTO Form 1449.

References AA through AE were cited on November 11, 2002 in the PCT Search Report for PCT Application No. PCT/US02/27359. Note that current references AA, AB and AD were previously disclosed in Applicant's second Information Disclosure Statement as references AK, BC and AY, respectively; and that current reference AC was previously disclosed in Applicant's first Information Disclosure Statement as reference AO. These references are cited in the accompanying revised PTO Form 1449 for completeness, however, new copies of these references are not provided. A copy of reference AE is enclosed, along with a copy of the PCT Search Report, for the Examiner's convenience.

Identification of the above-listed references is not to be construed as an admission of Applicants or Attorneys for Applicants that such references are available as "prior art" against the subject application. Consequently, Applicants respectfully decline to

use form PTO-1449, since that form identifies all of the references cited therein as "Prior Art." As an alternative, Applicants submit herewith a "Revised Form PTO 1449" entitled "List of References Cited by Applicant."

As noted above, references AA through AD were previously disclosed in Applicants' first and second information disclosure statements. Further, reference AE was fist cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

Accordingly, Applicants estimate that no fee is due. However, should the Patent Office determine that a fee is required, please charge the required fee to Pennie & Edmonds LLP Deposit Account No. 16-1150.

Respectfully submitted,

By: Brian M. Rothery

Date: February 10, 2003

Reg. No. 35,340

PENNIE & EDMONDS LLP
1155 Avenue of the Americas

New York, New York 10036-2711

(212) 790-9090

Enclosures